

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 409 - HB 1131

March 12, 2020

**SUMMARY OF ORIGINAL BILL:** Creates a rebuttable presumption that a person charged with a bailable offense will not violate the conditions of his or her release if the offense is expungable and the person has not been previously convicted of an offense that is ineligible for expunction. Requires such person to be released pending trial on the person's recognizance or upon the execution of an unsecured appearance bond.

FISCAL IMPACT OF ORIGINAL BILL:

Decrease Local Revenue – Exceeds \$5,000,000

**SUMMARY OF AMENDMENT (016428):** Deletes and replaces all language after the enacting clause. Specifies that a professional bondsman arresting a person with whom the professional bondsman or the company or surety for whom the professional bondsman acts as an approved agent has privity of contract. Prohibits an individual who has been convicted of two or more Class A or Class B misdemeanors in this state, or equivalent offenses in any other state, within the past five years from serving as a bounty hunter in Tennessee. Punishes a violation of the prohibition as a Class A misdemeanor offense. Sets forth annual training requirements for bounty hunters and professional bondsman acting as a bounty hunter. Prohibits a professional bondsman or agent of a professional bondsman who is arresting a defendant from making certain representations or wearing certain clothing.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Any cost to local jail systems resulting from possible convictions under this legislation is estimated to be not significant.
- There will not be a sufficient change in the number of misdemeanor prosecutions for the state or local government to experience any significant change in revenue or expenditures.
- Any impact to the court system is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid, with the first letters of each name being capitalized and prominent.

Krista Lee Carsner, Executive Director

/amj